

**From:** wn2y@juno.com@inetgw  
**To:** Microsoft ATR  
**Date:** 1/27/02 11:50pm  
**Subject:** Microsoft Settlement.

I am writing this comment because I received a telephone solicitation last evening, requesting that I visit a web site and compose one from there in favor of the proposed settlement. I do not favor the proposed settlement. I read, understood, and agreed with the findings of fact and law reached by Judge Jackson, and favor the remedies proposed by him.

I offer the following suggestions for improvement:

The prohibited conduct enumerated in section III.2 should include discriminating against an OEM for selling a personal computer with another operating system installed, regardless of whether a Microsoft operating system is also bootable on that computer. Microsoft should be prohibited from requiring the installation of one of its operating systems on all PCs sold by an OEM or licensee. Licensing fees should be based on volume alone, not on percentage of sales.

There should be provision for the preservation of records for the term of the consent decree. It would not be unreasonable to preserve daily backups of the corporate e-mail systems, on DVD for example, to ensure that evidence of further violations of antitrust law would be more easily documented.

Five years seems too short a period for supervision of the company. I would think an eight year term, with the possibility for two three-year extensions, more appropriate.

Francis E. Johnson  
10 Alfred Drive  
Poughkeepsie, NY 12603